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Reply under 37 CFR §1.116 - Expedited Procedure - Technology Center 1600**PLEASE DELIVER PROMPTLY TO EXAMINER MARIA MARVICH, PH.D.****Fax No.: (571) 273-8300****Total No. Pages: 11 (including this cover sheet)****In re application of: Emerson****Application No. 09/781,592****Filed: February 12, 2001****Confirmation No. 1304****For: METHOD OF REGULATING
TRANSCRIPTION IN A CELL****Examiner: Maria Marvich, Ph.D.****Art Unit: 1633****Attorney Reference No. 7158-71254-03****CERTIFICATE OF FACSIMILE**

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being facsimile transmitted to fax number 571-273-8300 on the date shown below.

Name: Debra A. GordonDate Transmitted: 1/5/2006**Message:**

Transmitted herewith for filing in the above-identified application is an "Amendment and Response to Advisory Action" ("Amendment"). If you do not receive all of the indicated pages, or if you have problems receiving this transmittal, please call Julie A. Morgan at (503) 595-5300.

This Amendment is filed in response to the final Office action, dated October 5, 2005 ("Office Action"), and the Advisory Action, dated December 27, 2005. A three-month period for reply to the Office Action was set; thus, this Amendment is timely filed on or before January 5, 2006.

It is believed that no fee is required to file this Amendment; however, please charge any fees (including, e.g., excess claim fees, excess page fees, or extension fees) that may be required in connection with this filing to Deposit Account 02-4550.

Debra A. Gordon
Debra A. Gordon, Ph.D.
Registration No. 54,128

January 5, 2006
Date

cc: Docketing

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS CONFIDENTIAL AND ONLY FOR THE INTENDED RECIPIENT IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR USE OF THIS COMMUNICATION IS UNLAWFUL. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE (COLLECT), RETURN THE ORIGINAL MESSAGE TO US, AND RETAIN NO COPY.

DAG:jam 1/5/06 470877 S00004A
PATENTAttorney Reference Number 7158-71254-03
Application Number 09/781,592

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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transmitted to fax number 571-273-8300 on the date shown
below.Name: Debra A. DandreaDate Transmitted: 1/5/2006MAIL STOP AF
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450**AMENDMENT AND RESPONSE TO ADVISORY ACTION**

This Amendment and Response to Advisory Action ("Amendment") is filed in response to the final Office action, dated October 5, 2005 ("Office Action"), and the Advisory Action, dated December 27, 2005. A three-month period for reply to the Office Action was set; thus, this Amendment is timely filed on or before January 5, 2006.

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Please amend the claims as set forth beginning on page 2. Remarks begin on page 7 of this Amendment.